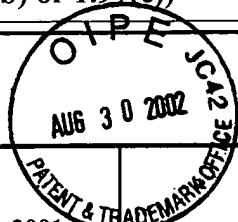


TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
PES-0039

In Re Application Of: **MOLTER, ET AL.**



E.29
9/4/02
#5

Serial No.
09/965,617

Filing Date

SEPTEMBER 27, 2001

Examiner

Group Art Unit
1745

Title: **ELECTRODE CATALYST COMPOSITION, ELECTRODE AND MEMBRANE ELECTRODE ASSEMBLY FOR ELECTROCHEMICAL CELLS**

Address to:

Assistant Commissioner for Patents
Washington, D.C. 20231

37 CFR 1.97(b)

1. The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR 1.97(c)

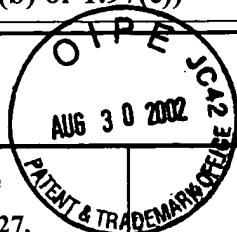
2. The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:
 - the statement specified in 37 CFR 1.97(e);
OR
 - the fee set forth in 37 CFR 1.17(p).

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TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
PES-0039

In Re Application: **MOLTER, ET AL.**



Serial No.
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SEPTEMBER 27,

Examiner

Group Art Unit
1745

**ELECTRODE CATALYST COMPOSITION, ELECTRODE AND MEMBRANE ELECTRODE
FOR ELECTROCHEMICAL CELLS**

Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- A check in the amount of _____ is attached.
- The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. 06-1130 as described below. A duplicate copy of this sheet is enclosed.
- Charge the amount of _____
- Credit any overpayment.
- Charge any additional fee required.

Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (F)

(Date)

Signature

Typed or Printed Name of Person Signing Certificate

*This certificate may only be used if paying by deposit account.

Pamela J. Curbelo
Signature

Pamela J. Curbelo

Registration No. 34,676

Customer No. 23413

(860) 286-2929

Certificate of Mailing by First Class Mail

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Sonia Mancini
Signature of Person Mailing Correspondence

Sonia Mancini

Typed or Printed Name of Person Mailing Certificate

Dated: August 26, 2002

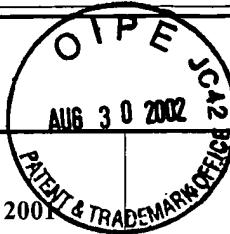
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cc:

**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT**

Docket No.
PES-0039

In Re Application Of: MOLTER, ET AL.



Serial No.
09/965,617

Filing Date

SEPTEMBER 27, 2001

Examiner

Group Art Unit
1745

**Invention: ELECTRODE CATALYST COMPOSITION, ELECTRODE AND MEMBRANE ELECTRODE
ASSEMBLY FOR ELECTROCHEMICAL CELLS**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

- Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

- No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.



Pamela J. Curbelo
Signature

Pamela J. Curbelo
Registration No. 34,676
Customer No. 23413
(860) 286-2929

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Dated: August 26, 2002

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Signature of Person Mailing Correspondence

cc:

Sonia Mancini
Typed or Printed Name of Person Mailing Correspondence